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STATE OF NEW JERSEY
DEPARTMENT OF LAW AND
PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF DENTISTRY
DOCKET NO.

In the Matter of the Suspension)
or Revocation of the License of)

Administrative Action

LORNOLD W. MOORE, D.M.D.
License No. 13492)

CONSENT ORDER

To Practice Dentistry in the)
State of New Jersey)

This matter was opened to the New Jersey State Board of Dentistry on December 19, 1990, the return date of an Order to Show Cause brought by Robert J. Del Tufo, Attorney General of New Jersey, by Anne Marie Kelly, Deputy Attorney General, for the temporary suspension of the dental license of Lornold W. Moore, D.M.D. pending a plenary hearing pursuant to N.J.S.A. 45:1-22. The verified Complaint filed by the Attorney General alleges in one count that the respondent submitted dental service claim forms to New Jersey Medicaid for approximately thirty (30) patients which contained claims for benefits for services which were not in fact performed. The Complaint further alleges in fourteen (14) additional counts gross negligence and/or repeated acts of negligence in regard to the dental treatment rendered by the respondent to various named patients. The respondent filed four (4) Certifications with the Board denying the allegations of the Complaint and supporting his opposition to the Attorney General's application for a temporary suspension order.

On December 19, 1990, Deputy Attorney General Anne Marie

Kelly and J. Barry Coccoziello, Esq., counsel for Dr. Moore, appeared before the Board. The respondent and the Attorney General having determined to resolve the emergent application on a consensual basis, and the Board having approved the settlement agreement entered on the record on this date, and for good cause shown;

IT IS ON THIS 27th DAY OF DECEMBER, 1990,

HEREBY ORDERED AND AGREED THAT:

1. The respondent shall permit a New Jersey licensed dentist as appointed by the Board to make random unannounced visits to both his Hillside and Newark dental offices up to one (1) full day per week for the first month after the visits commence. After one (1) month the observer shall visit the respondent's dental office up to one (1) full day every other week until such time as the Complaint filed against the respondent is finally resolved. Either party shall have leave to apply to the Board for modification of the within Order in regard to the frequency of the observer's visits after the monitor has completed three (3) full months of observation. However, nothing herein shall obligate the Board to grant such application for modification.

The observer shall be authorized to review any and all patient treatment plans and records including, but not limited to, patient charts, billing statements, insurance forms, X-rays, and impressions or study models, and shall examine any patients, as the observer deems necessary, to assure that dental treatment and billing procedures are appropriate. The respondent shall not

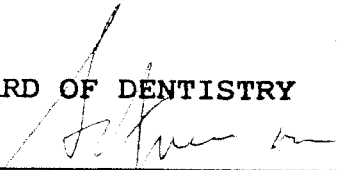
unreasonably refuse to permit said visits on days that his office is open for business. The observer shall take such steps as may be reasonable and necessary to respect the normal operation of respondent's offices when visits are made. The observer shall have full authorization to inspect all records concerning patient care which occurs on December 19, 1990, and every day thereafter. The respondent shall take all appropriate steps to facilitate the ability of the observer to examine patients as requested.

All costs of such visits, including, but not necessarily limited to, the observer's fees in the amount of approximately \$125.00 per hour, as well as any written reports which may be required as a condition of the terms of the within Order shall be borne by the respondent. Specifically in regard to the observer's fees, Dr. Moore shall submit a check to the observer directly in the required amount within ten (10) days after each visit.

In the event that the observer concludes that a deviation from accepted practice in regard to dental treatment and/or billing procedure has occurred, is occurring or is about to occur, said observer shall immediately notify the Board in a written report, and the Board shall immediately provide such report to counsel for the respondent and to the Attorney General. At such time, the Attorney General shall have leave to make an application to the Board for emergent relief on short notice and/or amend his Complaint.

2. This matter shall be transferred to the Office of Administrative Law for a plenary hearing on the Verified Complaint.

STATE BOARD OF DENTISTRY

By: 
Samuel E. Furman, D.D.S.
President